 Internal Case Management System Worksheet - Internal Affairs Log				Top Allegation OFFICIAL MISCONDUCT -		Group G22-GROUP 22 Date of This Report 10/24/2019	
Date Reported 10/24/2019	Date Assigned	IAB Log No. 2019-38815	Case No. (G22) C-2019-298	Folder Type CORRUPTION		Follow-Up No.	Worksheet Tracking No. 4118606

Date/Time Reported 10/24/2019 16:31	SOL Date 04/21/2021	Occurrence From Date/Time 10/21/2019 20:45	Occurrence To Date/Time
Contact Type	Source DIRECT FROM MOS	Source Number 	Position Number RECORDED LINE


Grouped With
IAB Log No: <u>2019 - 38815</u>
IAB Log No: <u>2019 - 38815</u>
IAB Log No: <u>2019 - 38815</u>

Person's Last Name, First M.I. RIVERA, ANA L				Role REPORTER		Status UNIFORM MEMBER OF SERVICE		Res. Pct.
Anonymous NO		Anonymous#			Call Back Code			
MOS TAXID 943735		Command 163-PATROL BORO BRONX		Rank SGT	Shield 02086			
Appointment Date 01/10/2007					Years Employed 12			
Nickname/Alias/Middle Name								
This Person and Subject Live Together		Identify Subject?		This Person States Subject is				
On Duty		In Uniform		Squad	Chart		Primary Assignment	
PERSON TESTS								

Person's Last Name, First M.I. MCCLAIN, EDWARD F				Role WITNESS		Status UNIFORM MEMBER OF SERVICE		Res. Pct.
Anonymous		Anonymous#			Call Back Code			
MOS TAXID 943544		Command 163-PATROL BORO BRONX		Rank POM	Shield 14159			
Appointment Date 01/10/2007					Years Employed 12			
Nickname/Alias/Middle Name								
This Person and Subject Live Together		Identify Subject?		This Person States Subject is				
On Duty		In Uniform		Squad	Chart		Primary Assignment	
PERSON TESTS								

Person's Last Name, First M.I. 				Role COMPLAINANT		Status CIVILIAN NON MEMBER OF SERVICE		Res. Pct.
Anonymous		Anonymous#			Call Back Code			

Nickname/Alias/Middle Name					
Address [REDACTED]				Apt No. 21	NYSID No.
Alternate Address				Apt No.	
Sex FEMALE	Race	Date of Birth [REDACTED]	Age [REDACTED]	Height	Weight
Age From	Age To	Condition	If Injured or Deceased Location	U.S. Citizen	State/Country of Birth
Home Telephone	Business Telephone	Cell Phone [REDACTED]	Beeper #	E-Mail Address	Call Back Phone# [REDACTED]
This Person and Subject Live Together		Identify Subject?	This Person States Subject is		

Person's Last Name, First M.I. SEZEN, YUSUF			Role SUBJECT	Status UNIFORM MEMBER OF SERVICE	Res. Pct. [REDACTED]
MOS TAXID 935726	Command 041-041 PRECINCT	Rank POM	Shield 22481		
Appointment Date 07/01/2004			Years Employed 15		

Nickname/Alias/Middle Name				
On Duty	In Uniform	Squad	Chart	Primary Assignment
PERSON TESTS				

Allegations								
1	Full Allegation Crime (Not Domestic) - Sex Crime - Criminal Sexual Act	Classification Crime	Allegation Index SEX-Sex Crime	Allegation Date 10/24/2019	Finding -	Finding Date	Allegation Removed NO	Allegation Disposition
Comments								
2	Full Allegation Misuse of Time - On Straight Time	Classification Abuse of Dept Regulations	Allegation Index Misuse of Time/AWOL/OT Abuse	Allegation Date 10/24/2019	Finding -	Finding Date	Allegation Removed NO	Allegation Disposition
Comments								



Incident Documents

Property	Property Status
----------	-----------------

Evidence			
Evidence Collected	Evidence Collection Team Crime Scene Requested	Who Responded	ECT/CSU Run No.

ATTACHMENT

1	 <u>'Accurint Phone print out.'</u>
---	---------------------------------------------------------------------------------------------------------------------------

2	 <u>'Audio 1.'</u>
3	 <u>'Audio 2.'</u>

Incident Location List						
1	Location Type OCCURRENCE	Jurisdiction	In or Near NYPD Command	PCT 042-042 PRECINCT	Common Locations Outside of NYC	
	Address Location NYC	Location Within INSIDE OF	Street [REDACTED]	City BRONX	State NY	Zip [REDACTED]
	Cross Street [REDACTED]			Intersection of	Premise Type	Indicate Premise Name if Known
	Occurrence/Effective On or From 10/21/2019 20:45			Occurrence Through :	Statement of Details Specific to this Location	

Topic/Subject:
(Internal Affairs Log) INTERNAL AFFAIRS LOG

Details
1635 Hours: On October 24th 2019 at approximately 1620 hours, I received a phone call from Sergeant Rivera (943735) at extension 2106. The details are as follows:

1637 Hours: Sergeant Rivera reports that complainant [REDACTED] ([REDACTED]) went into the 41 Precinct on October 17th 2019 in order to obtain information for the steps she is to take for the death of her mother which took place in the Dominican Republic. The complainant states that she conferred with an officer named Sezen from the 41 who helped her and later provided her with his contact information. During the interaction, the complainant provided PO Sezen with her phone number. Soon after, she received sympathy texts from PO Sezen in regards to her mother which were cordial in nature and led to further text message which became flirtatious. PO Sezen then on October 21th 2019 at approximately 2045 sent a text message to the complainant stating that he was coming over and was only a few minutes away. The complainant replied with the right bell to ring for her apartment. She then states that PO Sezen came up to her apartment and began to hug and kiss her which she didn't not approve of. She attempted to stop him and in return, PO Sezen somewhat forcefully placed his hand over her mouth and brought her to the floor. No injuries are reported. The complainant then states that PO Sezen straddled her while she was face down and began to massage her about her entire body over her clothes including breasts and genitals. The officer then flipped the complainant over and began to massage her front. The complainant allowed this because she states she was scared and did not want to cause the officer to become more aggressive. Then PO Sezen sat on the complainants couch and took his shirt off stating "I massaged you, now you have to massage me.". The complainant then stated she would only massage his chest, not his pants area. The complainant states that while she massaged chest area, PO Sezen then placed his finger inside the complainants buttocks which she immediately told him that she did not approve of. The contact was skin to skin underneath the complainants underwear, finger to anus. After that, PO Sezen then took out his penis and began to masturbate in front of the CV. When he was close to climax, he forced the complainant to grab his penis and masturbate him until he did climax. After that, he collected himself, and allegedly called someone at the 41 precinct and asked them to put him present for duty at the 41. The complainant today stopped PO McClain (943544) outside Yankee Stadium and told him the above listed story which he then reported to his supervisor, Sergeant Rivera. The complainant is still currently at the Yankee Stadium Detail Command Center. The phone number PO Sezen sent the text messages from is [REDACTED]

1657 Hours: ICMS Check conducted, no prior logs found.

1658 Hours: Sergeant Santos conferred with IAB Duty Inspector McGrath. DI McGrath recommends this case to be a call out case to IAB Group 22.


1702 Hours: Still awaiting photos of text messages from Sergeant Rivera.

1713 Hours: Audio attached.

1727 Hours: Sergeant Racho from IAB Group 22 notified.

List of Persons Added/Updated in the Log


Person's Last Name, First M.I. SENA, PHILIP J		Role REPORTER		Status UNIFORM MEMBER OF SERVICE		Res. Pct.	
Anonymous NO	Anonymous#			Call Back Code			
MOS TAXID 937517	Command 497-INTERNAL AFFAIRS BUREAU	Rank LCD	Shield 00000				
Appointment Date 01/10/2005			Years Employed 15				
Nickname/Alias/Middle Name							

Person's Last Name, First M.I. SEZEN, YUSUF		Role SUBJECT		Status UNIFORM MEMBER OF SERVICE		Res. Pct. ■	
MOS TAXID 935726	Command 041-041 PRECINCT	Rank POM	Shield 22481				
Appointment Date 07/01/2004		Years Employed 16					
Nickname/Alias/Middle Name							

Allegations

1	Full Allegation Modified MOS - Other - IAB	Classification NOTIFICATION/Additional Information	Allegation Index ADD- Additional Information	Allegation Date 03/04/2020	Finding -	Finding Date	Allegation Removed NO	Allegation Disposition
Comments								


Person's Last Name, First M.I. CARRERO, JAMES M		Role REPORTER		Status UNIFORM MEMBER OF SERVICE		Res. Pct. ■	
Anonymous NO	Anonymous#			Call Back Code			
MOS TAXID 929840	Command 497-INTERNAL AFFAIRS BUREAU	Rank LT	Shield 00000				
Appointment Date 07/01/2002			Years Employed 18				
Nickname/Alias/Middle Name							

Person's Last Name, First M.I. SEZEN, YUSUF		Role SUBJECT		Status UNIFORM MEMBER OF SERVICE		Res. Pct. ■	
MOS TAXID 935726	Command 804-HOUSING PSA 4	Rank POM	Shield 22481				
Appointment Date 07/01/2004		Years Employed 16					
Nickname/Alias/Middle Name							


Allegations

1	Full Allegation	Classification	Allegation Index	Allegation Date	Finding -	Finding Date	Allegation Removed	Allegation Disposition
----------	------------------------	-----------------------	-------------------------	------------------------	---------------------	---------------------	---------------------------	-------------------------------

Charges & Specifications - IAB	NOTIFICATION/Additional Information	CS-Charges and Specifications	09/21/2020			NO	
Comments							

Person's Last Name, First M.I. ALARCON, DONTE S			Role SUBJECT	Status UNIFORM MEMBER OF SERVICE	Res. Pct.
MOS TAXID 937953	Command 260-DET BORO BRONX	Rank POM	Shield 20295		
Appointment Date 07/11/2005			Years Employed 14		
Nickname/Alias/Middle Name					

Allegations									
1	Full Allegation Other Dept Rules/Procedures Violation -	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 12/17/2019	Finding 07 - Substantiated	Finding Date 11/19/2020	Allegation Removed NO	Allegation Disposition BCD	Other Dep Rules/Procedures Violation Signing out another MC Roll Call
Comments The above allegation is being closed as Substantiated. During a Patrol Guide hearing S/O admitted to signing another MOS out on a call on 10/21/19. S/O was issued a Schedule B CD . Serial # 2020-041-21, and issued a penalty of eight (8) vacation days.									

Person's Last Name, First M.I. SEZEN, YUSUF			Role SUBJECT	Status UNIFORM MEMBER OF SERVICE	Res. Pct. 061
MOS TAXID 935726	Command 041-041 PRECINCT	Rank POM	Shield 22481		
Appointment Date 07/01/2004			Years Employed 15		
Nickname/Alias/Middle Name					

Allegations									
1	Full Allegation Crime (Not Domestic) - Sex Crime - Criminal Sexual Act	Classification Crime	Allegation Index SEX-Sex Crime	Allegation Date 10/24/2019	Finding 12 - Unsubstantiated	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition NONE	
Comments The above allegation is being closed unsubstantiated due to the fact that during the investigation it could not be proved or disprove that S/O penetrated the C/V in the anus.									
2	Full Allegation Misuse of Time - On Straight Time	Classification Abuse of Dept Regulations	Allegation Index Misuse of Time/AWOL/OT Abuse	Allegation Date 10/24/2019	Finding 07 - Substantiated	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition CHAR AND SPEC	
Comments The above is allegation will be closed as substantiated and is referenced in the Charges and Specification under Specification # 2. was determined that S/O went to the home of the C/V during his tour and did not return to his post for the remained of his tour.									
3	Full Allegation Additional Information Prior	Classification NOTIFICATION/Additional Information	Allegation Index ADD-Additional Information	Allegation Date 10/26/2019	Finding 04 - Info. and Intelligence	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition NONE	

Log -								
Comments The above allegation will be closed as Information and Intelligence.								
4	Full Allegation Theft of Time -	Classification Abuse of Dept Regulations	Allegation Index TTIME-Theft Of Time	Allegation Date 12/15/2019	Finding 07 - Substantiated	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition CHAR AND SPEC
Comments The above is allegation will be closed as substantiated and is referenced in the Charges and Specification under Specification # 3. was determined that S/O was absent from his assignment without permission or police necessity when S/O failed to return to his command after his Medical Division appointment.								
5	Full Allegation Official Misconduct -	Classification Crime	Allegation Index OM-Official Misconduct	Allegation Date 03/05/2020	Finding 12 - Unsubstantiated	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition NONE
Comments The above allegation is being closed as Unsubstantiated due to the fact that after conferral with the Department Advocate it was determined this incident does not rise to the level of Official Misconduct.								
6	Full Allegation Crime (Not Domestic) - Sex Crime - Other Sex Crime	Classification Crime	Allegation Index SEX-Sex Crime	Allegation Date 03/05/2020	Finding 07 - Substantiated	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition CHAR AND SPEC
Comments The above is allegation will be closed as substantiated and is referenced in the Charges and Specification under Specification # 1. was determined that S/O inappropriately touched the breasts, genitals and buttocks of he c/v								
7	Full Allegation Crime (Not Domestic) - Sex Crime - Other Sex Crime	Classification Crime	Allegation Index SEX-Sex Crime	Allegation Date 03/05/2020	Finding 12 - Unsubstantiated	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition NONE
Comments The above allegation is being closed unsubstantiated due to the fact that during the investigation it could not be proved or disprove that S/O committed the act of Sex Abuse against the C/V								
8	Full Allegation Modified MOS - Other - IAB	Classification NOTIFICATION/Additional Information	Allegation Index ADD-Additional Information	Allegation Date 03/04/2020	Finding 04 - Info. and Intelligence	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition NONE
Comments The above allegation will be closed as Information and Intelligence.								
9	Full Allegation Memobook Incomplete/Improper -	Classification Abuse of Dept Regulations	Allegation Index Administrative Integrity Issue	Allegation Date 05/14/2020	Finding 24 - Minor Procedural Violation	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition LETTE OF REFEI
Comments This allegation is being closed as a Minor Procedural Violation due to the fact during the course of the investigation S/O did not properly maintain his memo book in that he listed multiple dates on the same line. A letter of referral is being issued in regards.								
10	Full Allegation Impede Investigation -	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 06/23/2020	Finding 12 - Unsubstantiated	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition NONE
Comments This allegation is being closed as Unsubstantiated after conferral with the Department Advocate. After conferral it was determined S/O after being confronted with evidence to contradict his statements, S/O corrected his answers in a reasonable time and without causing additional investigative steps to be conducted by the I/O								
11	Full Allegation Official Statement - Misleading Statement - PG	Classification Perjury/False Statements	Allegation Index GO15-PG 206-13	Allegation Date 06/23/2020	Finding 12 - Unsubstantiated	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition NONE
Comments This allegation is being closed as Unsubstantiated after conferral with the Department Advocate. After conferral it was determined S/O after being confronted with evidence to contradict his statements, S/O corrected his answers in a reasonable time and without causing								

additional investigative steps to be conducted by the I/O

12	Full Allegation Charges & Specifications - IAB	Classification NOTIFICATION/Additional Information	Allegation Index CS-Charges and Specifications	Allegation Date 09/21/2020	Finding 04 - Info. and Intelligence	Finding Date 09/13/2020	Allegation Removed NO	Allegation Disposition NONE
Comments The above allegation will be closed as Information and Intelligence.								

Person's Last Name, First M.I. BEAZER, AVLON E			Role SUBJECT	Status UNIFORM MEMBER OF SERVICE	Res. Pct. 
MOS TAXID 929696	Command 041-041 PRECINCT	Rank SGT	Shield 01298		
Appointment Date 07/01/2002			Years Employed 17		
Nickname/Alias/Middle Name					

Allegations

1	Full Allegation Failed to Supervise -	Classification Abuse of Dept Regulations	Allegation Index FTS-Fail to Supervise	Allegation Date 12/16/2019	Finding 07 - Substantiated	Finding Date 12/07/2020	Allegation Removed NO	Allegation Disposition CCD	
Comments The above allegation is being closed as Substantiated. After a thorough investigation it was determined S/O did wrongfully and without just cause fail to supervise a member of the service under his supervision. A Schedule C-CD was issued, DAO Serial # 2020-75. A penalty of 10 vacation days was issued.									

Reporting Officer:	Rank DT3	Name FERRARIS ALEX		Tax Reg. No. 946985		Command CC-COMMAND CENTER
Reviewing Supervisor:	Manner of Closing -	Date Reviewed 10/29/2019	Date of Next Review	Name DARIO MICHAEL		Supv. Tax No. 932520
Endorser:	Rank SGT	Name KHAN AHMED	Tax Reg. No. 938765	Command CC-COMMAND CENTER	DateTime Reviewed 10/24/2019 17:38	Status
	Comments					
Endorser:	Rank LT	Name PEREIRA MATTHEW	Tax Reg. No. 944885	Command CC-COMMAND CENTER	DateTime Reviewed 10/29/2019 02:03	Status
	Comments					
Endorser:	Rank SDS	Name DARIO MICHAEL	Tax Reg. No. 932520	Command ADM-ADMINISTRATION	DateTime Reviewed 10/29/2019 05:13	Status
	Comments C-G22					